IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO.326/2003

1. Shri Gopal Kanso Sudir
son of Kanso Sudir,
age 60 years, occupation landlord,

2. Smt. Rama Gopal Sudir,
wife of petitioner No.1,
aged 45 years, occupation housewife,

Both resident of Ossorcim,
Loliem, Canacona, Goa.

3. Shri Babu Nanu Sudir,
son of Nanu Sudir,
age 45, occupation landlord,
resident of H.No.977,
Ossorcim, Canacona. .... Petitioners.

vs.

1. Shri Krsihna Kanu Pagi
son of Kanu Pagi,
since deceased represented by
legal heirs :
a) Shoba Pagi, daughter,
b) Chandrakant Pagi, son
c) Anusuca Pagi, daughter,
d) Seema Pagi, daughter,
e) Shashikala Pagi, daughter,
f) Varsha Vaman Pagi, daughter-in-law,

2. Smt. Mathuri Krishna Pagi,
wife of respondent No.1,
major of age, occupation housewife,
All residents of Cazalquer,
Loliem, Canacona, Goa. ..... Respondents.

Shri Sudesh M.S. Usgaonkar, Advocate for the petitioners.

Shri R.G. Ramani, Advocate for the respondents No 1(a) 1(c) and 1(f) and respondent No.2.

CORAM : F.I. REBELLO, J.

DATE : JULY 31, 2003.

ORAL JUDGMENT:

Legal heirs of Krishna Kanu Pagi have been brought on record, of which respondent No.1(b) Chandrakant Pagi, 1(d) Seema Pagi and 1(e) Shashikala Pagi have expired. Rest have been heard. Rule. Heard forthwith.

2. A similar issue arose in Writ Petition No.323/2003. By a separate order, the petition has been allowed for the reasons disclosed therein. In the light of that, rule made absolute in terms of prayer Clauses (a) and (b). Liberty to the respondents to produce any documents, in rebuttal, if they so desire.

F.I. REBELLO, J.

ssm.